Honolulu, Hawaii

UANUAM 31, 2014

RE: H.B. No. 1679 H.D. 1

Honorable Joseph M. Souki Speaker, House of Representatives Twenty-Seventh State Legislature Regular Session of 2014 State of Hawaii

Sir:

Your Committees on Water & Land and Ocean, Marine Resources, & Hawaiian Affairs, to which was referred H.B. No. 1679 entitled:

"A BILL FOR AN ACT RELATING TO THE DIAMOND HEAD SEAWALL,"

beg leave to report as follows:

The purpose of this measure is to appropriate funds for planning, design, and construction costs associated with assessing, repairing, and maintaining the Diamond Head seawall.

The Representative of the 19th Representative District, the Gold Coast Neighborhood Association, and the Diamond Head Beach Hotel and Residences Association of Apartment Owners testified in support of this measure. The Department of Land and Natural Resources testified in opposition of this measure.

Your Committees note that although an official order of final judgment has yet to be issued, the First Circuit Court has made findings that the State is responsible for maintaining the Diamond Head seawall pursuant to Gold Coast Neighborhood Association v. State of Hawaii (Civil No. 07-1-1122-06). Your Committees also note that the Diamond Head seawall has significant cultural, historic, and recreational value, acting as a public thoroughfare to the ocean for nearly a century for both residents and visitors alike. Accordingly, as a matter of public policy, your Committees find that efforts should be undertaken to preserve and maintain the seawall to ensure continued safe public usage.

Your Committees have amended this measure by changing the appropriated sum from \$3,000,000 to an unspecified amount.

As affirmed by the records of votes of the members of your Committees on Water & Land and Ocean, Marine Resources, & Hawaiian Affairs that are attached to this report, your Committees are in accord with the intent and purpose of H.B. No. 1679, as amended herein, and recommend that it pass Second Reading in the form attached hereto as H.B. No. 1679, H.D. 1, and be referred to the Committee on Finance.

Respectfully submitted on behalf of the members of the Committees on Water & Land and Ocean, Marine Resources, & Hawaiian Affairs,

FAYE P. HANOHANO, Chair

CINDY EVANS, Chair

State of Hawaii House of Representatives The Twenty-seventh Legislature

Record of Votes of the Committee on Water & Land

Bill/Resolution No.: +B 1679	Committee Referral: WAL OMH, FIN	Date: 1-27-14					
☐ The committee is reconsidering its previous decision on the measure.							
The recommendation is to: Pass, unamended (as is) Pass, with amendments (HD) Hold Pass short form bill with HD to recommit for future public hearing (recommit)							
WAL Members	Ayes	Ayes (WR)	Nays	Excused			
1. EVANS, Cindy (C)				-			
2. LOWEN, Nicole E. (VC)							
3. CULLEN, Ty J.K.							
4. HANOHANO, Faye P.		V					
5. KAWAKAMI, Derek S.K.							
6. LEE, Chris							
7. SAY, Calvin K.Y.		/					
8. NISHIMOTO, Scott Y.							
9. FALE, Richard Lee							
10. THIELEN, Cynthia							
TOTAL (10)	6	3		l			
The recommendation is: Adopted If joint referral, did not support recommendation. committee acronym(s)							
Vice Chair's or designee's signature: Mull E. Lower							
Distribution: Original (White) - Committee Duplicate (Yellow) - Chief Clerk's Office Duplicate (Pink) - HMSO							

State of Hawaii House of Representatives The Twenty-seventh Legislature

Record of Votes of the Committee on Ocean, Marine Resources, & Hawaiian Affairs

Bill/Resolution No.:	Committee Referr	al:	Date:				
HB1679	WALLOMH, FIN 1-27-2014						
☐ The committee is reconsidering its previous decision on the measure.							
The recommendation is to: Pass, unamended (as is) Pass, with amendments (HD) Hold Pass short form bill with HD to recommit for future public hearing (recommit)							
OMH Members	A	yes Ayes (W	VR) Nays	Excused			
1. HANOHANO, Faye P. (C)			•				
2. CULLEN, Ty J.K. (VC)							
3. EVANS, Cindy							
5. Evins, emay							
4. KAWAKAMI, Derek S.K.							
5. LEE, Chris							
6 I OWEN Nicola E							
6. LOWEN, Nicole E.							
7. SAY, Calvin K.Y.							
8. NISHIMOTO, Scott Y.	,		,				
9. FALE, Richard Lee							
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TOTAL (9)		5 3	Ø	/			
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If joint referral, did not support recommendation. committee acronym(s)							
Vice Chair's or designee's signature:							
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